IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gardenier, et al.

Serial No.: Unassigned Group Art Unit: Unassigned

Filed: Herewith Examiner: Unassigned

Title: A SOUND SYSTEM, A SPEAKER ASSEMBLY, AND A METHOD FOR

PROVIDING SOUND FOR A SPA

To: Mail Stop Patent Application Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37. C.F.R. §1.97

Dear Sir:

In accordance with 37 C.F.R. §§1.56 and 1.97, Applicant submits herewith an Information Disclosure Citation with references for consideration by the Examiner.

The prior art identified on the attached Citation was submitted during the prosecution of parent application 09/834,260 (now U.S. Patent No. 6,467,103) and pending application Serial No. 10/621,749.

The Applicant advises the Patent Office that the Applicant was unable to locate a copy of the brochure "Catalina Spas" (undated) which was submitted for application 09/834,260. The Applicant requests that the Patent Office obtain a copy of this document from the file wrapper of this parent application.

Respectfully submitted,

John Pietrangelo

Patent Agent

Registration No. 39,331

Dated: September 5, 2003

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ATTY DOCKET NO. SERIAL NO. 1442.033C INFORMATION DISCLOSURE CITATION Gardenier et al. (Use several sheets if necessary) **FILING GROUP U.S. PATENT DOCUMENTS** *EXAMINER FILING DATE DOCUMENT NUMBER DATE NAME CLASS SUBCLASS INITIAL IF APPROPRIATE AA 4,575,882 03/18/1986 Diamond 4 559 ΑB 3,585,991 06/22/1971 Balamuth 128 66 AC 4,130,120 12/19/1978 Kohler, Jr. 128 373 AD 2,905,259 09/22/1959 Ashe ΑE 1,604,753 10/26/1926 Marr ΑF 5,687,246 11/11/1997 381 188 Lancon AG 6,021,208 02/01/2000 381 Kin-Lung 338 ΑH 4,839,930 06/20/1989 Watkins 4 546 ΑI 5,369,796 11/29/1994 Kung 455 344 ΑJ 5,524,062 06/04/1996 Oh 381 154 ΑK 5,715,546 02/10/1998 Kvalvik 4 580 **FOREIGN PATENT DOCUMENTS** TRANSLATION DOCUMENT NUMBER DATE CLASS SUBCLASS COUNTRY YES NO BA 32 29 451 A1 9 Feb/1984 Germany A47 K 302

RR 5103731 4/27/93 A47 K Japan 302

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) Brochure "The Luxury Spa Line", Saratoga Spa Company, pages 1-6 (undated). Brochure "Geyser Spas" Saratoga Spa Co., Pages 1-4 (2000). Brochure "Adirondack Spas" Saratoga Spa & Bath Co., Inc., Pages 2. (undated). Brochure "Creating An Impression", Saratoga Spa Company., 20 pages. (July 1997).

EXAMINER DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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ATTY DOCKET NO. SERIAL NO. 1442.033C **INFORMATION DISCLOSURE CITATION** (Use several sheets if necessary) FILING GROUP **U.S. PATENT DOCUMENTS** *EXAMINER FILING DATE DOCUMENT NUMBER DATE NAME CLASS SUBCLASS INITIAL IF APPROPRIATE ΑL 4,389,740 06/28/1983 Henry 575 ΑM 6,467,103 10/22/2002 Gardenier, et al. 4 541.1 ΑN US-2003-0070218-A1 04/17/2003 Gardenier, et al. 4 541.1 10/10/2002 ΑO US No. 10/621,749 Gardenier, et al. 07/17/2003 **FOREIGN PATENT DOCUMENTS** TRANSLATION DOCUMENT NUMBER DATE COUNTRY CLASS SUBCLASS YES NO OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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